

Wetlands Bureau Decision Report

Decisions Taken
09/05/2005 to 09/11/2005

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2001-00716 GARRISON PLACE REAL ESTATE INVESTMENT TRUST, FRANC NOTTINGHAM Unnamed Wetland

Requested Action:

Save Our Groundwater requests reconsideration of the permit.

Conservation Commission/Staff Comments:

Cons. Comm. intervened on amended application rec. 3-11-05

Cons. Comm. reported on amended application on 4-29-05.

Inspection Date: 08/24/2001 by Gino E Infascelli

Inspection Date: 07/02/2004 by Gino E Infascelli

Inspection Date: 09/14/2004 by Gino E Infascelli

Inspection Date: 05/05/2005 by Gino E Infascelli

DENY RECONSIDERATION:

Reconsider and reaffirm the approval with the original findings

and with the additional findings of facts and rulings of law:

With Findings:

Findings of Fact:

1. On June 14, 2005 the Department received a Motion for Rehearing ("the Motion") relative to file #2001-00716 by Save Our Groundwater ("SOG") through Bill McCann, Board Member. The motion requested that SOG be allowed an additional 20 days to file more information.
2. By letter of July 1, 2005, the Department acknowledged the Motion and listed specific additional information that was to be received by the Department no later than July 29, 2005, an additional 28 days.
3. On August 1, 2005 the Department received a Motion for Rehearing under RSA 482-A & Wt 100-Wt 800 by SOG through Bill McCann, Board Member, dated July 29, 2005.
4. RSA 482-A:10 is the statute for appealing the decision of the Department relative to RSA 482-A:3.
5. In accordance with RSA 482-A:10,II, "[t]he request for reconsideration shall describe in detail each ground for complaint."
6. In accordance with RSA 482-A:10,III, "[o]n reconsideration, the department shall receive and consider any new and additional evidence presented, and shall make findings of fact and rulings of law in support of its decision after reconsideration."
7. Rule Wt 102.01 states that the purpose of these rules is to support the finding of public purpose set forth in RSA 482-A:1. In addition, the department declares that the purpose of these rules shall be to afford the maximum degree of protection for the natural environment while allowing individual landowners the freedom to use and enjoy their land as is consistent with this public purpose.

Rulings of Law:

7. In reviewing the Motion, the Department assumes that the cover letter reference to file #91-00716 is a typographical error and that the appeal is intended to be for file #2001-00716 which includes the May 25, 2005 decision approving impacts to wetlands associated with the construction of the water bottling plant.
8. The Department also assumes that the reference to file #2004-02817 on page 1 of the Motion is a typographical error since file #2004-02817 deals with the permit to impact two square feet of prime wetlands in Barrington, NH and not the construction of the water bottling plant.
9. In response to item one in the Motion, the application and amended application addressed "the need" for the proposed impacts per the documents received on June 7, 2001 and March 11, 2005.

10. In response to item two in the Motion, the documents received on June 7, 2001 and March 11, 2005 show that the applicant considered the factors listed in Wt 302.04(a) and is not required to demonstrate the project will benefit the general public.
11. In response to item three in the Motion, a review of the file finds that on October 5, 2001 a Letter of Deficiency was sent to the applicant and copied to the Conservation Commission as a result of inspections conducted by the Conservation Commissions and the DES Wetlands Bureau. The request for permit denial in the Motion makes no reference to rules or law to which the Department can respond.
12. In response to item four in the Motion, the Barrington Conservation Commission letter dated August 28, 2001 can be found in the certified record. The motion in item four fails to show how the Department did not meet Wt 102.01, cites approximately half of the rule and infers failure to meet Rule Wt 102.03 without documentation as to how.
13. The Motion by SOG fails to provide significant new information that would warrant a Department reversal of the approved wetlands permit.

2003-02623 IRONMAN DEVELOPMENT LLC
ENFIELD Unnamed Wetland

Requested Action:

Approve name change to: Maple Street-Enfield Acquisition LLC. 14 Ruby Circle, Bradford, MA 01835 per request received 8/8/2005.

Conservation Commission/Staff Comments:

The conservation commission requested time to review the final plans. However, they have not provided any comments.

APPROVE NAME CHANGE:

Dredge and fill 25,165 square feet of palustrine forested wetland for access in the proposed residential subdivision of 77.1 acres into 58 single family residential lots. Mitigate for the proposed impacts by placing 56.74 acres into conservation easement.

With Conditions:

1. All work shall be in accordance with plans by WAE Engineering dated June 2004, and revised through June 29, 2004 as received by the Department on July 20, 2004.
2. This permit is contingent on approval by the DES Site Specific Program.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, NH to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
7. Orange construction fencing shall be placed at the limits of construction or along the town of Enfield's wetland setback line, and along the edge of the proposed conservation easement area to prevent accidental encroachment into wetlands, easement or the wetland buffer.
8. Work shall be done during low flow.
9. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
10. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff

Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

14. Areas of disturbed wetlands which are part of the drainage system shall be seeded with a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications. The receipt and contents of the wetland mix shall be supplied to NHDES within 10 days of application.
15. Mulch within disturbed wetland areas which shall remain wetlands must be straw.
16. All material removed during work activities shall be placed out of DES's jurisdiction.
17. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
18. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
19. Silt fencing must be removed once the area is stabilized.
20. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

MITIGATION CONDITIONS

21. This permit is contingent upon the execution of a conservation easement on 56.75 acres as depicted on plans received July 20, 2004.
22. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
23. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.
24. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
25. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
26. The Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location prior to construction.
27. Signs to indicate the location of and restrictions on the area shall be posted every 150 feet along the boundary of the conservation area prior to construction.
28. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
29. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.02.

**2004-02817 GARRISON PLACE REAL ESTATE INVESTMENT TRUST, FRANC
BARRINGTON Prime Wetland #40**

Requested Action:

Save Our Groundwater requests reconsideration of the permit.

Inspection Date: 09/14/2004 by Gino E Infascelli

DENY RECONSIDERATION:

Reconsider and reaffirm the approval with the original findings

and with the additional findings of facts and rulings of law:

With Findings:

Findings of Fact:

1. On August 11, 2005, the Department received a letter from Save Our Groundwater ("SOG") stating that on June 23, 2005 they hand delivered a Motion for Rehearing ("the Motion") on 2004-02817 and requesting they be contacted.
2. On August 22, 2005, the Department called SOG Board Member Bill McCann and requested a copy of the June 23, 2005 appeal.
3. On August 22, 2005, the Department received, by e-mail, a copy of a "June 23, 2005 Motion for Rehearing, in accordance with RSA 482-A:10 and Wt 704.01", by SOG through Bill McCann, Board Member.
4. RSA 482-A:10 is the statute for appealing the decision of the Department relative to RSA 482-A:3.
5. In accordance with RSA 482-A:10,II, "[t]he request for reconsideration shall describe in detail each ground for complaint."
6. In accordance with RSA 482-A:10,III, "[o]n reconsideration, the department shall receive and consider any new and additional evidence presented, and shall make findings of fact and rulings of law in support of its decision after reconsideration."

7. The Motion claims or states:

- a. The Department was wrong not to respond to SOG's Motion for Continuance dated December 27, 2004.
- b. The Motion for Rehearing on file #2001-0716 is restated as if it were submitted as part of this Motion.
- c. The Public has a Right to a Formal Hearing and the public informational sessions held by the DES during its consideration of a Wetland Permit did not constitute a hearing.
- d. The DES did not respond to Nottingham's request for an Adjudicative Hearing (April 19, 2005).
- e. The DES failed to make findings based on RSA 482-A:11, IV "Clear and convincing evidence".
- f. Finding #5 and #21 ignores other "human activity" of the permitting process and that both the collection of data and the mining or drilling and water withdrawal for the purposes of a bottled water plant constitutes "in conjunction with other human activity"

Rulings of Law:

8. In response to finding 7a above, the December 27, 2004 Motion for Continuance was already answered by the DES letter of December 22, 2004 stating the December 28, 2004 public hearing would be held and continued. The public hearings held on April 19, 2005 provided the opportunity for public comment.
9. In response to finding 7b above, the DES decisions relative to Motion for Rehearing on file #2001-716 are addressed and contained in file #2001-0716.
10. In response to finding 7c above, Public Hearings were held in accordance with RSA 482-A:8 and Wt 201.02.
11. In response to finding 7d above, the DES, in its decision of May 26, 2005, determined the areas in and adjacent to the Prime Wetlands are those meeting the requirements of RSA 482-A:15, as designated by and in the Town of Barrington.
12. In response to finding 7e above, the DES, in its decision of May 26, 2005, determined the areas in and adjacent to the Prime Wetlands are those meeting the requirements of RSA 482-A:15, as designated by and in the Town of Barrington.
13. In response to finding 7f above, the DES, in its decision of May 26, 2005, determined the areas in and adjacent to the Prime Wetlands are those meeting the requirements of RSA 482-A:15, as designated by and in the Town of Barrington.
14. The Motion by SOG fails to provide significant new information that would warrant a Department reversal of the approved wetlands permit.

2004-02931 **CONCORD 20/20**
CONCORD Merrimack River

Requested Action:

Install an 8 ft x 80 ft floating wharf accessed by a 6 ft x 20 ft gangway and a 6 ft x 14 ft gangway each anchored to an 8 ft x 8 ft concrete pad secured and supported by 4 helical piles along the Merrimack River in Concord.

Inspection Date: 06/22/2004 by Gino E Infascelli

Inspection Date: 04/18/2005 by Gino E Infascelli

APPROVE PERMIT:

Install an 8 ft x 80 ft floating wharf accessed by a 6 ft x 20 ft gangway and a 6 ft x 14 ft gangway each anchored to an 8 ft x 8 ft concrete pad secured and supported by 4 helical piles along the Merrimack River in Concord.

With Conditions:

1. All work shall be in accordance with plan sheets C2 and S1 revised August 16, 2005 by HL Turner Group, Inc., as received by the Department on August 22, 2005 and September 2, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. These shall be the only docking structures on this water frontage and all portions of the docking structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
4. Seasonal structures shall be removed from the river and its banks for the non-boating season.
5. No portion of the pier shall extend more than 28 feet from the shoreline.
6. Unnecessary removal of vegetation within the protected shoreland during construction shall be prohibited.
7. All planted vegetation shall be native and consistent with surrounding natural vegetation on the property and surrounding properties. Planting invasive or exotic species is strictly prohibited.
8. Work shall be done during low flow.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a 4-slip docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Rule Wt 402.02 Dimensions, is waived as the project is deemed to be in the public interest.

2005-00557 SABER MOUNTAIN PARTNERS, LLC
LINCOLN Unnamed Wetland

Requested Action:

Dredge and fill 19,080 square feet of wetlands/stream channels (impacting 1,845 linear feet) to construct an access road that will serve an 83-lot subdivision on 70 acres of land. Temporarily impact 3,270 square feet of wetlands/stream channels (impacting 340 linear feet) for construction and installation of utilities. Mitigate impacts by executing a conservation easement on 7.29 acres of land (off-site) bordering the Pemigewasset River in Woodstock. In addition, an on-site riparian buffer along the East Branch of the Pemigewasset River that ranges from 63 to 100 feet, and a 40 foot riparian buffer along the course of an unnamed perennial stream, will be created through the use of a deed restriction on each appropriate lot.

Conservation Commission/Staff Comments:

In a letter dated 8/15/05, the Woodstock Conservation Commission stated that they intend to accept the proposed conservation easement on 7.9 acres of land bordering the Pemigewasset River in Woodstock.

Inspection Date: 05/24/2005 by Craig D Rennie

APPROVE PERMIT:

Dredge and fill 19,080 square feet of wetlands/stream channels (impacting 1,845 linear feet) to construct an access road that will

serve an 83-lot subdivision on 70 acres of land. Temporarily impact 3,270 square feet of wetlands/stream channels (impacting 340 linear feet) for construction and installation of utilities. Mitigate impacts by executing a conservation easement on 7.29 acres of land (off-site) bordering the Pemigewasset River in Woodstock. In addition, an on-site riparian buffer along the East Branch of the Pemigewasset River that ranges from 63 to 100 feet, and a 40 foot riparian buffer along the course of an unnamed perennial stream, will be created through the use of a deed restriction on each appropriate lot.

With Conditions:

1. All work shall be in accordance with revised plans by Horizons Engineering dated July 7, 2005, as received by the Department on July 11, 2005.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #2 of this approval.
4. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
5. This permit is contingent on approval by the DES Site Specific Program.
6. Construction shall be inspected by a qualified wetland scientist, erosion control specialist, or professional engineer to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. All work within flowing streams shall be conducted in the dry using a dam and flume or dam and pump method.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. The applicant shall notify NHDES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
11. Proper headwalls shall be constructed within seven days of culvert installation.
12. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. Temporary wetland impact areas shall be restored to their pre-construction conditions within 5 days of backfill.
14. Temporary impacts to stream banks shall be restored to a stable condition and shall be restored to the same as or better than pre-construction conditions.
15. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
16. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
17. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
18. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
19. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
20. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

MITIGATION CONDITIONS:

21. This permit is contingent upon the execution of a conservation easement on 7.29 acres of land as depicted on plans received August 12, 2005.
22. This permit is contingent upon the execution of a deed restriction that creates a buffer along the East Branch of the Pemigewasset River (south side) and along the thread of an unnamed perennial stream as depicted on plans received July 11, 2005.
23. The conservation easement and deed restrictions that are to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to the easement and restrictions.

24. The plan noting the conservation easement along with a copy of the final easement language shall be recorded with the Grafton County Registry of Deeds for each appropriate lot. A copy of the recording from the Grafton County Registry of Deeds shall be submitted to the DES Wetlands Bureau.
25. The plan noting the riparian buffer along with a copy of the final deed restriction language shall be recorded with the Grafton County Registry of Deeds for each appropriate lot. A copy of the recording from the Grafton County Registry of Deeds shall be submitted to the DES Wetlands Bureau.
26. The conservation easement area shall be surveyed by a licensed surveyor, and marked by permanent monuments and/or stakes every 100 feet along the boundary.
27. The deed restriction (riparian buffer) areas shall be surveyed by a licensed surveyor, and marked by permanent monuments and/or stakes every 50 feet along the boundary prior to any work within close proximity of these riparian buffers.
28. There shall be no removal of the existing vegetative growth within the easement and riparian buffer areas, and the placement of fill of any kind and quantity, the construction or placement of any structures, and the storage of any material -- including vehicles and hazardous materials -- is prohibited.
29. Activities in contravention of the conservation easement or the deed restrictions shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This project is classified as a Major Project per NH Administrative Rule Wt 303.02(i), as stream impacts are greater than 200 linear feet.
2. The originally proposed project submitted on March 25, 2005 requested 26,910 square feet of wetland and stream impact to construct a main access road serving an 85-lot subdivision.
3. DES staff conducted a field inspection of the project site on May 24, 2005, and found that some construction and stockpiling had begun at the road entrance. In addition, it was determined that further reduction of stream impacts would be necessary before a permit would be issued.
4. In a letter dated May 31, 2005, DES requested additional information from the applicant which explained that the current proposal did not appear to be approvable and that further reduction of overall wetland impacts and the frequency of stream crossings would be necessary to prevent the project from being denied.
5. On June 14, 2005, the applicant's engineer submitted revised plans that combined two lots into one, relocated a hammerhead turn-around further away from the river, added a bridge that will span beyond the top-of-banks of a perennial stream, and reduced the proposed road width of East Branch Drive from 18 feet to 16 feet. Overall, permanent wetland/stream impacts were reduced to 19,080 square feet in the plan revisions.
6. In addition, the revised plans propose an on-site riparian buffer along the East Branch of the Pemigewasset River that ranges from 63 to 100 feet, and a 40 foot riparian buffer along the course of an unnamed perennial stream, all of which will be created through the use of a deed restriction on each appropriate lot.
7. On August 12, 2005, the applicant's engineer submitted a mitigation package to execute a conservation easement on 7.29 acres of land (off-site) bordering the Pemigewasset River in Woodstock.
8. In a letter dated August 15, 2005, the Woodstock Conservation Commission stated that they intend to accept the proposed conservation easement along the Pemigewasset River.
9. Overall, DES finds that the project impacts will not significantly impair the resources of this wetland/riparian ecosystem; therefore, public hearing is waived.

2005-01407 ALTON, TOWN OF
ALTON Lake Winnepesaukee

Requested Action:

Remove existing wood debris, construct 233 ft of new retaining wall, repair 40 ft of existing retaining wall and add 80 cu yd of sand over a 2,685 sq ft area to replenish and perch an existing sloped town beach, and construct a 10 ft by 12 ft covered picnic area along an average of 400 ft of shoreline on Lake Winnepesaukee, Alton.

Conservation Commission/Staff Comments:

Con Com has no concerns

NH NHI and NH Fish and Game have no concerns

APPROVE PERMIT:

Remove existing wood debris, construct 233 ft of new retaining wall, repair 40 ft of existing retaining wall and add 80 cu yd of sand over a 2,685 sq ft area to replenish and perch an existing sloped town beach, and construct a 10 ft by 12 ft covered picnic area along an average of 400 ft of shoreline on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by New Hampshire Soil Consultants Inc., dated April 25, 2005, as received by the Department on June 23, 2005.
2. Work shall be done during drawdown.
3. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
5. The full lake elevation of 504.32 shall be located and staked by a licensed land surveyor prior to the start of construction.
6. Retaining wall shall be constructed landward of the shoreline defined by the elevation of normal high water so as not to create land in public water.
7. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. During the removal of the log debris, if the work extends into the waterbody the agent and contractor shall notify the Department of any modifications needed to address the concerns to remove the log debris from the beach area.
9. Steps installed for access to the waterbody shall be located completely landward of the normal high water line.
10. Neither of the two areas to access the waterbody shall exceed 6 ft in width.
11. All sand shall be located above the normal high water line.
12. This permit shall be used only once, and does not allow for annual beach replenishment.
13. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
14. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
15. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(h), projects that disturb more than 200 linear feet of shoreline.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on August 12, 2005. Field inspection determined the need for the proposed project.
6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.

MINOR IMPACT PROJECT

2002-01537 OBRIEN, ANN
LOUDON Unnamed Wetland

Requested Action:

Fill approximately 4,660 square feet of palustrine wetland to construct driveway to buildable upland area for single family residence and install utility pole and meter.

Conservation Commission/Staff Comments:

No response from CC.

APPROVE AMENDMENT:

Fill approximately 4,660 square feet of palustrine wetland to construct driveway to buildable upland area for single family residence and install utility pole and meter.

With Conditions:

1. All work shall be in accordance with plans by Moser Engineering dated May 10, 2002, as received by the Department on July 15, 2002 and utility plans by the applicant as received by the department on August 29, 2005.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Proper headwalls shall be constructed within seven days of culvert installation.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 square feet of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Utility amendment request received August 29, 2005 found to be least impacting alternative.

2003-00888 DIPIETRO HOMES
DUNBARTON Unnamed Wetland

Requested Action:

Approve name change to: Stinson Hills,LLC,317 South River Rd., Bedford NH 03110 per request received 9/7/2005.

Conservation Commission/Staff Comments:

No USGS map. Digitized from tax map.

Conservation Commission placed a forty (40) day hold on actions for this project effective May 8, 2003.

Conservation Commission submitted a report on June 13, 2003.

Revised plans and project design submitted on December 9, 2003.

New plan set received April 21, 2004, reducing impacts from 18,000 to 8,900

Inspection Date: 01/29/2004 by Jeffrey D Blecharczyk

APPROVE NAME CHANGE:

Dredge and fill 8,946 square feet of palustrine forested wetlands to provide access to a 25-Lot subdivision known as Stinson Heights

With Conditions:

1. All work shall be in accordance with plans by Robert G. Cook dated February 27, 2004 and by J.E. Belanger Land Surveying PLLC dated April 6, 2004, as received by the Department on April 21, 2004.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. The applicant shall notify DES and the Dunbarton Conservation Commission in writing of their intention to commence construction no less than 5 business days prior to construction.
5. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
6. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
7. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #6 of this approval.
8. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
9. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
10. Work shall be done during low flow.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
12. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
13. Proper headwalls shall be constructed within seven days of culvert installation.
14. Culvert outlets shall be properly rip rapped.
15. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
16. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
17. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
18. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.02.

2004-00228

128 REALTY CORP

PELHAM Unnamed Wetland Gumpas Pond Brook

Requested Action:

Dredge and fill 12,881 sq. ft. of palustrine scrub-shrub/emergent wetlands to construct a roadway/box culvert crossing of Gumpas Pond Brook to access an 8-lot residential subdivision on a 27.735 acre parcel of land.

APPROVE AMENDMENT:

Dredge and fill 12,881 sq. ft. of palustrine scrub-shrub/emergent wetlands to construct a roadway/3-sided bottomless culvert crossing of Gumpas Pond Brook and install a 36 in. x 65 ft. culvert to access an 8-lot residential subdivision on a 27.735 acre parcel of land.

With Conditions:

1. All work shall be in accordance with subdivision plans by Edward N. Herbert Associates, Inc. dated Aug. 2003, as received by the Department on February 11, 2004 and the wetland impact plans by Quantum Construction Consultants, LLC., revision date July 11, 2005, as received by the Department on August 3, 2005.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. This permit shall not be effective until it has been recorded with the Hillsborough County Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Culvert outlets shall be properly rip rapped.
11. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), to dredge and fill 12,881 sq. ft. of palustrine scrub-shrub/emergent wetlands to construct a roadway/3-sided bottomless culvert crossing of Gumpas Pond Brook and install a 36 in. x 65 ft. culvert to access an 8-lot residential subdivision on a 27.735 acre parcel of land.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The amendment for a bottomless culvert will provide a more natural stream channel and the addition of the 36 in. culvert will provide a hydrological connection within wetlands on the west side of the proposed crossing.

2004-02599 MURPHY JR, ROBERT
CARROLL Ammonoosuc River

Requested Action:

Impact 60 linear feet of along the bank of the Ammonoosuc River for bank stabilization further described as follows: Install a rip-rap toe approximately 3 feet above the water line, cut back the existing slope to a 2:1, mat utilizing coconut matting and plant with a conservation mix and native plantings 36-inches on center.

Conservation Commission/Staff Comments:

The Conservation Commission did not comment on this application.

APPROVE PERMIT:

Impact 60 linear feet of along the bank of the Ammonoosuc River for bank stabilization further described as follows: Install a rip-rap toe approximately 3 feet above the water line, cut back the existing slope to a 2:1, mat utilizing coconut matting and plant with a conservation mix and native plantings 36-inches on center.

With Conditions:

1. All work shall be in accordance with plans and Narrative by Rob Murphy, as received by the Department on July 14, 2005 and August 8, 2005.
2. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
3. This permit is contingent upon the establishment of a vegetated buffer.

4. No rip-rap shall be placed below the high water line.
5. No machinery shall enter the water.
6. Work shall be done during annual low flow conditions and during the months of May through September. No in-stream work shall occur after October 1 unless a waiver of this condition is issued by the DES Wetlands Bureau in consultation with the NH Department of Fish and Game.
7. The permittee shall notify in writing the NHDES Wetlands Bureau, the Carroll Conservation Commission at least 7 days prior to the commencement of project construction.
8. Appropriate erosion and salutation controls shall be installed prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
9. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
10. The applicant shall notify DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
11. Precautions shall be taken within riparian areas to limit removal of vegetation to provide temporary construction access.
12. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired prior to entering jurisdictional areas.
13. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in their use.
14. All maintenance and refueling of equipment shall occur at least 100 feet from surface waters or wetlands during construction.
15. Excavated material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
16. All temporarily stockpiled material shall be placed out any area that is within the jurisdiction of the DES Wetlands Bureau.
17. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
18. Only native plant species shall be utilized to revegetate the riverbank.
19. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
20. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
21. A post-construction report documenting the status of the bank bio-stabilization area, including photographs during and post construction shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1); Projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on April 21, 2005. Field inspection determined the downstream bank is much lower and highly vegetated, and the proposed rip rap should have no affect on the downstream abutters.
6. The applicant has provided a letter from the town of Carroll stating they have no objections to the proposed project.

2004-02959 **DEVELIS, JOSEPH**
ALTON Lake Winnepesaukee

Requested Action:

Remove an existing 6 ft x 30 ft piling pier, dredge 18.6 cu yd from 593 sq ft of lakebed and excavate 1764 sq ft of bank and protected shoreland to construct a 38 ft x 38 ft dug-in boathouse and a 16 ft x 20 ft perched beach, and install a seasonal pier on 171 ft of frontage on Barndoor Island, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con Com submitted comments about prior enf status and dock constructed is not as permitted.

DENY PERMIT:

Remove an existing 6 ft x 30 ft piling pier, dredge 18.6 cu yd from 593 sq ft of lakebed and excavate 1764 sq ft of bank and protected shoreland to construct a 38 ft x 38 ft dug-in boathouse and a 16 ft x 20 ft perched beach, and install a seasonal pier on 171 ft of frontage on Barndoor Island, Lake Winnepesaukee.

With Findings:

Standards for Approval

1. In accordance with RSA 482-A:3, "No person shall excavate, remove, fill, dredge or construct any structures in or on any bank, flat, marsh, or swamp in and adjacent to any waters of the state without a permit from the department."
2. In accordance with RSA 482-A:3, applications shall be accompanied by a filing fee. The filing fee for shoreland impact projects is calculated as \$100 plus \$1.00 per sq ft of permanent docking structure, \$0.50 per sq ft of seasonal docking structure and \$0.10 per sq ft of dredge, excavation or fill in jurisdiction.
3. In accordance with Rule Wt 302.03, Avoidance and Minimization, the applicant shall demonstrate that his proposal is the alternative with the least adverse impact to areas under the department's jurisdiction.
4. In accordance with Rule Wt 302.04,(d), the department shall not grant a permit if there is a practicable alternative that would have a less adverse impact on the environment.
5. Pursuant to RSA 482-A:3, XIV(b), if additional information requested to complete an application is not received by DES within 120 days of the request, DES shall deny the application.
6. In accordance with RSA 482-A:11, II, "No permit to dredge or fill shall be granted if it shall infringe on the property rights or unreasonably affect the value or enjoyment of property of abutting owners."
7. In accordance with the Comprehensive Shoreland Protection Act (the CSPA), RSA 483-B:3, I, "State and local permits for work within the protected shoreland shall be issued only when consistent with the intent and policies of the chapter."
8. Pursuant to the RSA 483-B:2, XI, the development standards established under the CSPA shall serve to "Preserve the state's lakes, rivers, estuaries, and coastal waters in their natural state."

Findings of Fact

9. On December 13, 2004, the NH DES Wetlands Bureau received an application for 593 sq ft of dredge within the lakebed and 1,444 sq ft of excavation of the bank and protected shoreland of Lake Winnepesaukee for the construction of a 38 ft x 38 ft dug-in boathouse. An additional 320 sq ft of impacts to the bank and protected shoreland were requested for the construction of a perched beach.
10. On January 12, 2005, the Bureau received correspondence documenting a restrictive covenant on the subject property prohibiting the construction of any boathouse without the written consent of the abutting property owners.
11. A request for additional information dated February 23, 2005, addressed to the Applicant, clearly identified that applicant was required to submit additional information to DES within 120 days of the request. The additional items required included an additional \$1,580.00 in filing fees for the impacts to jurisdiction requested per RSA 482-A:3 and written permission from the abutters as required by the restrictive covenant.
12. On June 14, 2005, the Bureau received a request from the Applicant for additional time to respond to the February 23, 2005 Request for More Information Letter.
13. On July 25, 2005 the Applicant was notified in writing on the Bureau's decision to extend the deadline for the submittal of the requested information to August 15, 2005.
14. On August 4, 2005, the Bureau was notified by parties representing the abutters that the written permission for the construction of the boathouse would not be granted.
15. On August 12, 2005, the Applicant again requested an extension of the deadline for the submittal of the requested information.
16. The proposed dug-in boathouse will alter the natural shoreline of Lake Winnepesaukee.
17. The Applicant has not provided documentation that the requested docking facility is the least impacting alternative method to provide 3 boat slips on this frontage.
18. A docking facility providing 3 slips could be constructed on the frontage without dredging the lakebed or altering the natural

shoreline.

Rulings in Support of the Decision

19. The Applicant has failed to submit the required filing fee and written permission from abutters within the required timeframe, and therefore, the application is denied in accordance with RSA 482-A:3, XIV(b).

20. The applicant has failed to provide documentation that the proposal for a dug in boathouse is the least impacting method of providing 3 slips on this frontage, and therefore, the application is denied in accordance with Rule Wt 302.04,(d).

21. The issuance of a permit to excavate the shoreline to construct a dug-in boathouse would not serve to preserve the lake in it's natural state as required per RSA 483-B:2, XI, and therefore is prohibited per RSA 483-B:3, I.

2005-00969 PETERSON, THOMAS
STRAFFORD Bow Lake

Requested Action:

Install a second 6 ft by 40 ft seasonal dock on 270 ft of frontage on Bow Lake, Strafford.

Conservation Commission/Staff Comments:

No Comments from Con Com by 7/26/05

NH Fish and Game and the NH NHI will not be submitting comments.

APPROVE PERMIT:

Install a second 6 ft by 40 ft seasonal dock on 270 ft of frontage on Bow Lake, Strafford.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on August 15, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Seasonal piers shall be removed from the lake for the non-boating season.
5. No portion of the piers shall extend more than 40 feet from the shoreline at full lake elevation.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a seasonal dock.
2. The NH Fish and Game and NH NHI will not be submitting comments.
3. The applicant has 270 feet of frontage along Bow Lake.
4. A maximum of 4 slips may be permitted on this frontage per Rule Wt 402.12, Frontage Over 75'.
5. The proposed docking facility will provide 4 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Wt 402.12.

2005-01072 OLSEN, STANLEY
GILFORD Lake Winnepesaukee

Requested Action:

Construct a 14 by 44 ft seasonal canopy over the center slip of an existing "U" shaped docking facility on 127 ft of frontage on Lake Winnepesaukee, Gilford.

Conservation Commission/Staff Comments:

Con Com signed the Exp Application

NHI and NH F & G will not be submitting comments

APPROVE PERMIT:

Construct a 14 by 44 ft seasonal canopy over the center slip of an existing "U" shaped docking facility on 127 ft of frontage on Lake Winnepesaukee, Gilford.

With Conditions:

1. All work shall be in accordance with plans by R C Brown dated April 15, 2005, as received by the Department on May 23, 2005.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Canopies shall be of seasonal construction type with a flexible fabric cover which shall be removed for the non-boating season.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
5. This shall be the only canopy on this docking structure and shall be brought into compliance with the current rules if any other canopies are applied for.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), modifications of an existing docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

2005-01141 SWANZEY, TOWN OF
SWANZEY Unnamed Wetland

Requested Action:

Construct a new road and discontinue current roadway to improve site distance impacting 12430 sq. ft. of wetlands

Conservation Commission/Staff Comments:

June 20, 2005, DES received Conservation Commission comments that they have no concerns with the project.

APPROVE PERMIT:

Dredge and fill approximately 9,620 square feet of forested, scrub-shrub and emergent wetlands and associated intermittent stream to construct a new access road and associated drainage for the preparation of the closure of Page Court Road access to Route 32 and temporary impacts to approximately 2,400 square feet of wetlands for the installation of the new access road culvert crossing adjacent to the junction of Page Court, Safford and Wilson Pond Roads.

With Conditions:

1. All work shall be in accordance with plans by Underwood Engineers, Inc. dated April 2005 (Plan and Profile, sheets 1-3), May 17, 2005 (Wetland Impact Area #2 and #3, revised June 16, 2005), August 12, 2005 (Wetland Delineation Plan and Existing Conditions), August 15, 2005 (Construction Sequence and Wetland Restoration Plan) as received by the Department on May 26, 2005, June 29, 2005, and August 18, 2005 and August 26, 2005.
2. This permit is contingent on approval by the DES Site Specific Program.
3. Work shall be done during low flow.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. Precautions shall be taken to prevent sediment or construction debris from entering any tributaries to the Ashuelot River as requested by New Hampshire Fish and Game Department.
6. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
7. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or

other acceptable sediment trapping liners; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.

9. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

10. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

12. The impacts associated with the temporary work shall be remediated immediately following construction.

13. Wetland restoration shall be restored with like native wetland vegetation.

14. Wetland restoration areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or it shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau. A monitoring report including photographs and narratives documenting the success and any needed remedial actions shall be submitted to DES following each of the 2 growing seasons (no later than November 1 of the corresponding growing season).

15. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.

16. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland creation site. The potential for the establishment of the invasive species should be considered in other areas where spoils may be spread to limit its further establishment.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h). Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The New Hampshire Fish and Game had no concerns with the project related to bird species identified at the near by airport.
6. The New Hampshire Fish and Game Department requested all efforts be taken to prevent sediment and construction debris entering tributaries to the Ashuelot River.
7. Approval is contingent upon approval by NHDES Site Specific Program.

2005-01321 **ADAMS, ROGER**
WESTMORELAND **Connecticut River**

Requested Action:

Impact approximately 50 linear feet of stream bank on tributary directly adjacent to the Connecticut River for bank stabilization.

Conservation Commission/Staff Comments:

The Conservation Commission did not comment.

APPROVE PERMIT:

Impact approximately 50 linear feet of stream bank on tributary directly adjacent to the Connecticut River for bank stabilization.

With Conditions:

1. All work shall be in accordance with plans by Roger Adams dated June 10, 2005, as received by the Department June 14, 2005.
2. The permit is contingent on review and written approval by the NHDES Wetlands Bureau of a proposed construction sequence

and erosion, turbidity and sedimentation control plan (to be submitted and approved by the Bureau before the commencement of work).

3. This permit is contingent upon the establishment of a vegetated buffer.
4. Only native plant species shall be utilized to re-vegetate the riverbank.
5. No machinery shall enter the water.
6. Work shall be done during low flow.
7. Appropriate erosion and siltation controls shall be installed prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
9. The applicant shall notify DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
10. Precautions shall be taken within riparian areas to limit removal of vegetation to provide temporary construction access.
11. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired prior to entering jurisdictional areas.
12. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in their use.
13. All maintenance and refueling of equipment shall occur at least 100 feet from surface waters or wetlands during construction.
14. Excavated material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
15. All temporarily stockpiled material shall be placed out any area that is within the jurisdiction of the DES Wetlands Bureau.
16. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
17. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
18. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
19. A post-construction report documenting the status of the bank stabilization area, including photographs during and post construction shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
20. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1); Projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The Wantastiquet Region River Subcommittee made comments regarding the use of riprap and its expense and suggested the use of tree revetments.
6. The applicant will be using a mixture of boulders and riprap for toe protection and vegetation for the remaining slope stabilization work.

2005-01440 PEREZ, CHRIS & JEANNETTE
TILTON Unnamed Stream Winnepesaukee River

Requested Action:

Fill 2,339 sq. ft. of palustrine wetland and riverbank and temporarily impact 917 sq. ft. to modify a stormwater system along Rte. 11 to the Winnepesaukee River.

APPROVE PERMIT:

Fill 2,339 sq. ft. of palustrine wetland and riverbank and temporarily impact 917 sq. ft. to modify a stormwater system along Rte. 11 to the Winnepesaukee River.

With Conditions:

1. All work shall be in accordance with:
 - a. Plans by Vanasse Hagen Brustlin, Inc., cover sheet dated 6/05, as received by the Department on June 1, 2005.
 - b. Shoreland Protection Zone restoration plan sheet 6 of 13 by Vanasse Hagen Brustlin, Inc., dated July 8, 2005 as received by the Department on July 12, 2005 and
 - c. Revised Plan sheets 12 and 22 of 54 by Vanasse Hagen Brustlin, Inc., dated September 6, 2005 as received by the Department on September 6, 2005 modifying outlet structure 300A grate elevation to 483.00.
2. This permit is contingent upon the submission of a project specific stream diversion and erosion control plans to the DES Wetlands Bureau prior to construction. Those plans shall detail the timing and method of stream flow diversion during construction, and shall show the temporary siltation, erosion and turbidity control measures to be implemented.
3. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
4. Construction equipment shall not be located within surface waters.
5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
7. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
9. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Matting and pinning shall stabilize slopes steeper than 3:1.
10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
11. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
12. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
13. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
14. The impacts associated with the temporary work shall be restored immediately following construction.
15. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
16. All work shall be coordinated with the NH Dept. of Transportation.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration in the aggregate of less than 20,000 sq. ft. of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

Requested Action:

Dredge and fill 3888 square feet of palustrine forested wetland including installation of a 24-foot x 18-inch culvert for common access in the subdivision of 7.398 acres into two single family residential lots.

Conservation Commission/Staff Comments:

The Conservation Commission did not comment on this application.

APPROVE PERMIT:

Dredge and fill 3888 square feet of palustrine forested wetland including installation of a 24-foot x 18-inch culvert for common access in the subdivision of 7.398 acres into two single family residential lots.

With Conditions:

1. All work shall be in accordance with plans by LePene Engineering and Surveying dated June 7, 2005, as received by the Department on June 24, 2005.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Work shall be done during low flow.
6. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
10. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. Silt fencing must be removed once the area is stabilized.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h); projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01682 NH FISH & GAME DEPARTMENT
NEW DURHAM Jones Pond

Requested Action:

Impact a total of 11405 square feet of wetland jurisdiction to repair an existing failed dam, further described as follows:

Temporarily impact a total of 7972 square feet of bed and bank of Jones pond for temporary access, and coffer dam installation.

Permanently impact 3433 square feet of pond bed for dam repair.

APPROVE PERMIT:

Impact a total of 11405 square feet of wetland jurisdiction to repair an existing failed dam, further described as follows:
Temporarily impact a total of 7972 square feet of bed and bank of Jones pond for temporary access, and coffer dam installation.
Permanently impact 3433 square feet of pond bed for dam repair.

With Conditions:

1. All work shall be in accordance with plans by DES Dam Maintenance Bureau dated July 1, 2005, as received by the Department on July 22, 2005.
2. This permit is contingent on approval by the DES Dam Safety Program.
3. This permit is contingent upon written consent for construction access across New Durham tax map 10, lot 53, owned by Ms. Susan Hoover. A copy of this agreement shall be submitted to DES Wetlands Bureau prior to construction.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. The applicant shall notify in writing the DES Wetlands Bureau, NH Fish and Game and the Conservation Commission of their intention to commence drawdown and again for construction no less than five (5) business days prior to the commencement of activities.
6. Work shall be done during drawdown.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
8. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. No work within the confined area shall proceed until the cofferdam is fully effective. Once the cofferdam is fully effective, and water flow is controlled, confined work can proceed without restriction.
11. Temporary cofferdams shall be entirely removed immediately following construction.
12. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
13. Area of temporary impact shall be regraded to original contours following completion of work.
14. A post-construction report documenting the status of the restored jurisdictional area, including photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
15. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h); projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. NH Fish and Game has requested that construction occur early fall to reduce impacts on hibernating turtles.
6. The New Durham Conservation Commission has not commented on the project.
7. The temporary access road will be constructed on geotextile and the existing vegetation and original grade shall not be disturbed.

MINIMUM IMPACT PROJECT

2003-02824 STAWASZ, THOMAS
HOLLIS Wet Meadow

Requested Action:

Dredge approximately 13,000 sq. ft. of wet meadow to construct a pond and install 340 linear ft. of 12-inch Reinforced Concrete Pipe (RCP) in a existing drainage swale and install catch basin.

APPROVE AMENDMENT:

Dredge approximately 13,000 sq. ft. of wet meadow to construct a pond and install 340 linear ft. of 12-inch Reinforced Concrete Pipe (RCP) in a existing drainage swale and install catch basin.

With Conditions:

1. All work shall be in accordance with plans by Cuoco Cormier dated June 1, 2005, as received by the Department on July 22, 2005.
2. This permit is contingent upon receipt and approval by DES of the final catch basin design.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau with the exception of that material used to cover the culvert to be installed in drainage swale.
4. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work shall be done during low flow.
7. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(p), construction of a pond with less than 20,000 sq. ft. of wetlands impact.
2. Cathy Hoffman, Secretary to the Selectman on behalf of the Town of Hollis, on September 30, 2004 inquired regarding conditions for permit number 2003-0284. Ms. Hoffman also alleged that the neighboring properties were being impacted by the project.
3. November 15, 2004 abutting property owners, Arthur and Linda LeBlanc of 74 Ridge Road filed a complaint with the department regarding impacts of dredge and fill construction activities at the property of Mr. Tom Stawasz.
4. DES Staff conducted a field inspection of the proposed project on December 19, 2004. Field inspection determined it appeared that the proposed work submitted in June 29, 2004 had been conducted without DES approval.
5. The department issued a Letter of Deficiency (WET 2005-01) for the non-permitted impacts.
6. The applicant then submitted an amended permit that addressed the unapproved work.
7. The applicant provided a watershed analysis of the property. The analysis was conducted in order to determine the difference in peak flow from pre-developed to post-developed conditions. It was determined that the project divided the original watershed into two separate watersheds, a northern and southern. The northern watershed contributes surface runoff overland directly to the created pond. The southern watershed contributes to a southwesterly overland flow to the abutting property, where the catch basin will be constructed. The watershed analysis concludes the developed conditions produce a decrease in peak flow runoff, because the original watershed has been divided into two parts.

2004-02591 SOUTHWESTERN COMMUNITY SERVICES
WINCHESTER Unnamed Wetland

Requested Action:

Approve name change to: Warwick Meadow Senior Housing Associates Limited Partnership, 69Z Island St., Keene, NH 03431 per request received 9/7/2005.

Conservation Commission/Staff Comments:

The Winchester Conservation Commission signed the Minimum Impact Expedited Application.
Revised plan set submitted on 11/22/04 to DES.

APPROVE NAME CHANGE:

Fill approximately 840 square feet of forested wetland for the construction of a senior housing project.

With Conditions:

1. All work shall be in accordance with Overall Site Plan (Sheet C-2) and Grading & Erosion Control Plan (Sheet C-4) by SVE Associates dated October 4, 2004 with revisions through November 15, 2004, as received by the Department on November 22, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
7. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.02.

2005-00846 BOY SCOUTS OF AMERICA, DANIEL WEBSTER COUNCIL
GILMANTON Drainage Ditch

Requested Action:

Confirm emergency authorization to dredge 750 feet of roadside drainage ditch to remove soil contaminated with heating oil.

Conservation Commission/Staff Comments:

EMERGENCY AUTHORIZATION ISSUED 04/29/05 - Dredge 1000 sq. ft. of roadside drainage ditch

CONFIRM EMERGENCY AUTHORIZATION:

Dredge 750 feet of roadside drainage ditch to remove soil contaminated with heating oil.

With Conditions:

1. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(f); projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.
2. The project was necessary to remove soil contaminated with heating oil.
3. Emergency authorization for this work was issued by DES Wetlands Bureau Staff on April 29, 2005.
4. Review of the report submitted pursuant the emergency authorization indicates that work has been completed in accordance with the emergency authorization.

2005-01202 STRAFFORD, TOWN OF
STRAFFORD Unnamed Stream

Requested Action:

Impact approximately 700 square feet to replace two 5 ft. diameter rusted metal culverts with 5 ft. plastic culverts in an unnamed stream.

APPROVE PERMIT:

Impact approximately 700 square feet to replace two 5 ft. diameter rusted metal culverts with 5 ft. plastic culverts in an unnamed stream.

With Conditions:

1. All work shall be done in accordance with undated plans by Greg Messenger, as received by the Department on 6/07/2005 and construction sequence dated 8/31/05, as received 9/6/2005.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Construction equipment shall not be located within surface waters.
4. Unconfined work within the stream, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
5. Prior to commencing work on a structure located within surface waters, a cofferdam shall be constructed to isolate the structure work area from the surface waters.
6. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
7. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
8. Temporary cofferdams shall be entirely removed immediately following construction.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Area shall be regraded to original contours following completion of work.

2005-01260 CLAREMONT, CITY OF
CLAREMONT Unnamed Wetland

Requested Action:

Intersection drainage improvement project impacting 1100 sq. ft. of wetlands

Conservation Commission/Staff Comments:

The Conservation Commission did not comment on this project.

The New Hampshire Fish and Game Department did not respond to the NHI notice.

APPROVE PERMIT:

Dredge and fill approximately 583 sq. ft. of wetlands for the repair and replacement of an existing culvert associated with the Bond and Glidden Street roadway drainage improvements.

With Conditions:

1. All work shall be in accordance with plans by CMA Engineers, Inc., dated May 2005, revised August 29, 2005 as received by the Department on September 2, 2005.
2. Work shall be done during low flow.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
5. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department has placed restriction on the property of the applicant.

2005-01402 THOMAS, CRAIG & MICHELLE
STRAFFORD Unnamed Wetland

Requested Action:

Fill 1900 square feet of palustrine forested wetland to meet town building zoning setbacks.

Conservation Commission/Staff Comments:

The conservation commission does not support the application.

APPROVE PERMIT:

Fill 1900 square feet of palustrine forested wetland to meet town building zoning setbacks.

With Conditions:

1. All work shall be in accordance with plans by Round Pond Survey dated June 17, 2005, as received by the Department on June 22, 2005.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. Work shall be conducted during low water conditions.
5. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f); projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant;

2. In their letter dated July 15, 2005, the Strafford Conservation Commission suggested that that some wetlands had already been impacted and suggested that a retaining wall be constructed along the driveway to keep contaminants out of the wetland. The plan includes a 25 foot buffer between the driveway and the wetlands.

Requested Action:

Deny permit request to fill 1900 square feet of palustrine forested wetland to meet town building zoning setbacks.

DENY PERMIT:

Deny permit request to fill 1900 square feet of palustrine forested wetland to meet town building zoning setbacks.

With Findings:

Standards for Approval:

1. This is a Minimum Impact Project per NH Code of Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.
2. Approvals must be consistent with the findings of public purpose set forth by RSA 482-A:1.
3. The need for the proposed impacts shall be demonstrated by the applicant prior to department approval of any alteration of nontidal wetlands per Rule Wt 302.01.
4. The applicant must provide evidence which demonstrates that his/her proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Rule Wt 302.03.
5. The applicant must demonstrate by plan and example that each factor listed in Rule Wt 302.04(b), Requirements for Application Evaluation, has been considered in the design of the project.
6. According to Rule Wt 302.04(d), the department shall not grant a permit if the applicant fails to document that the proposed alternative is the one with the least adverse impact to areas and environments under the department's jurisdiction, or if the applicant proposes unnecessary destruction of wetlands.

Findings of Fact:

7. On June 22, 2005, DES Wetlands received a Standard Dredge and Fill Application proposing to fill 1,900 square feet of palustrine forested wetland. The application stated that the project is needed as the town of Strafford has a 50 foot building setback to wetlands. The home was located within the setback and therefore the wetlands need to be filled.
8. The application did not provide a function and value assessment of the wetlands. However, the wetland photographs illustrate an undisturbed palustrine forested wetland.
8. In a letter dated July 15, 2005, The Strafford Conservation Commission recommended the wetlands not be filled as adequate upland areas for the home are located on the site
9. The setback problem was identified in the foundation certification dated October 4, 2004, prior to the completion of the home.
10. The wetland was identified on the original subdivision plan approved by DES Subsurface, on April 29, 2003, SA2003004061.

Findings in Support of Denial:

11. The applicant failed to provide evidence which demonstrates that his/her proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Rule Wt 302.03.
1. The project is therefore denied per Rule Wt 302.04(d)(1) as there are practical alternatives that would have a less adverse impact on the area under the department's jurisdiction.
14. The project is denied per Rule Wt 302.04(d)(3) as the project causes unnecessary destruction of a forested wetland.
15. The project is denied per Rule Wt 302.04(e)(2) as the requirements of Wt 302.03 were not met and the applicant failed to document factors as required in Wt 302.04(b).

2005-01533 FRANKLIN PIERCE COLLEGE
RINDGE Unnamed Wetland

Requested Action:

Dredge and fill 390 sq. ft. in wetlands to install two 24 in. x 56 ft. culverts for access to a single bay parking lot (which includes retaining 115 sq. ft. of previous impact). Approve restoration of temporary impacts of 98 sq. ft. at the eastern edge of the eastern field and 57 sq. ft. at the southern outlet of the culverted drainage.

APPROVE PERMIT:

Dredge and fill 390 sq. ft. in wetlands to install two 24 in. x 56 ft. culverts for access to a single bay parking lot (which includes retaining 115 sq. ft. of previous impact). Approve restoration of temporary impacts of 98 sq. ft. at the eastern edge of the eastern field and 57 sq. ft. at the southern outlet of the culverted drainage.

With Conditions:

1. All work shall be done in accordance with plans by TF Moran dated 6/1/2005, last revision 9/8/2005, as received by the Department on 9/9/2005.
2. Work shall be done during low flow.
3. Culvert outlets shall be properly rip rapped.
4. Proper headwalls shall be constructed within seven days of culvert installation.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack, or netting and pinning on slopes steeper than 3:1.
7. Photographs of the three areas subject to the approval in this permit shall be submitted within 30 days of completion of the work.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(o), projects deemed minimum impact by the department based on the degree of environmental impact.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Restoration of the areas at the eastern end of the eastern field and the southern outlet of the culverted drainage is to address temporary construction impacts from work done under permit # 2004-670.

**2005-01539 CLAREMONT, CITY OF
CLAREMONT Unnamed Stream**

Conservation Commission/Staff Comments:

The Conservation Commission did not comment on this project.

The New Hampshire Fish and Game Department did not respond to the NHI notice.

APPROVE PERMIT:

Repair and replacement of three failed culverts within intermittent streams associated with the Winter Street Roadway drainage improvement project.

With Conditions:

1. All work shall be in accordance with plans by CMA Engineers dated May 2005, as received by the Department on July 8, 2005.
2. Work shall be done during low flow.
3. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Proper headwalls shall be constructed within seven days of culvert installation.

7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n), alteration of less than 50 feet of a seasonal stream.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

FORESTRY NOTIFICATION

2005-02012 HUTCHINSON, ROY
CANTERBURY Unnamed Stream

COMPLETE NOTIFICATION:
Canterbury Tax Map 10, Lot# 034-001

2005-02013 JANELLE, WILLIAM
MADBURY Unnamed Stream

COMPLETE NOTIFICATION:
Madbury Ta Map 11, Lot# 14C

2005-02014 PLUM CREEK MAINE TIMBERLANDS LLC
ERROL Unnamed Stream

COMPLETE NOTIFICATION:
Errol Tax Map R20, Lot# 1

2005-02015 WINSOR, ROGER
RUMNEY Unnamed Stream

COMPLETE NOTIFICATION:
Rumney Tax Map 9, Lot# 1-2

2005-02041 AWA FUND
NEW DURHAM Unnamed Stream

COMPLETE NOTIFICATION:

New durham Tax Map 13, Lot# 22-23

2005-02043 MORRILL, DAVID
BOSCAWEN Unnamed Stream

COMPLETE NOTIFICATION:

Boscawen Tax Map 47, Lot# 39

2005-02044 DRED, STATE NURSERY
SPRINGFIELD Unnamed Stream

COMPLETE NOTIFICATION:

Springfield Tax Map 11, Lot# 563-153 Gile State Forest

2005-02045 ZIPPER, CHRISTINE
WASHINGTON Unnamed Stream

COMPLETE NOTIFICATION:

Washington Tax Map 12, Lot# 11

2005-02047 PIERSON, RICHARD & CARLA
FRANCESTOWN Unnamed Stream

COMPLETE NOTIFICATION:

Francestown Tax map 8, Lot# 39-1,2 & 3

EXPEDITED MINIMUM

2003-02817 MCFARLAND, SUZANNE
RYE Atlantic Ocean

Requested Action:

Amend original permit to temporarily impact 5,210 square feet of developed upland tidal buffer zone, and permanently impact 5,730 square feet of developed upland tidal buffer zone for the replacement of the existing single-family residence, installation of a upgraded septic system, and associated grading and landscaping with the following change: Impact an additional 100 square feet for the installation of a subsurface propane tank. Project impacts total 11,040 square feet of developed upland tidal buffer zone.

APPROVE AMENDMENT:

Amend original permit to temporarily impact 5,210 square feet of developed upland tidal buffer zone, and permanently impact 5,730 square feet of developed upland tidal buffer zone for the replacement of the existing single-family residence, installation of a upgraded septic system, and associated grading and landscaping with the following change: Impact an additional 100 square feet for the installation of a subsurface propane tank. Project impacts total 11,040 square feet of developed upland tidal buffer zone.

With Conditions:

1. All work shall be in accordance with plans by Ambit Engineering, Inc. dated September 2003, with revisions dated December 16, 2003, as received by the Department on December 22, 2003 and amended plan for the propane tank received by the Department on August 19, 2005.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. The permittee shall coordinate with the NH Division of Historic Resources to assess and mitigate the project's effect on historic resources.
6. This permit is contingent on approval by the NH Departemnt of Transportaion for proposed alterations to the driveway within Route 1-A.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
9. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(b), projects in previously developed upland areas within 100 feet of the highest observable tide line.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has obtained NH DOT permit #06-397-191 for driveway alterations within Route 1-A.
5. NH Natural Heritage Inventory (NHNHI) has record of one plant species of special concern within the vicinity of the project, Beach Grass (*Ammophila breviligulata*), and one natural communtil of special concern, Gulf of Maine Salt Marsh. DES review finds that the NHNHI identified items will not be negatively impacted as a result of the proposed work within the developed upland tidal buffer zone.

2005-01770 SUNAPEE 2001 REALTY TRUST, JAMES NICHOL
SUNAPEE Lake Sunapee

Requested Action:

Replace two 16 foot x 16 foot cribs, 4 foot x 10 foot crib, 4 foot by 8 foot crib, and an 8 foot by 10 foot crib supporting an existing 25 foot 10 inch x 36 foot 9 inch boathouse and associated dock surfaces on 129 feet of frontage on Lake Sunapee in the Town of Sunapee.

APPROVE PERMIT:

Replace two 16 foot x 16 foot cribs, 4 foot x 10 foot crib, 4 foot by 8 foot crib, and an 8 foot by 10 foot crib supporting an existing 25 foot 10 inch x 36 foot 9 inch boathouse and associated dock surfaces on 129 feet of frontage on Lake Sunapee in the Town of Sunapee.

With Conditions:

1. All work shall be in accordance with plans by Central Lake Docks Co., Inc. dated July 20, 2005, revised August 20, 2005, as received by the Department on August 23, 2005.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area and shall remain until suspended particles have settled and water at the work site has returned to normal clarity.
4. Repair shall maintain existing size, location and configuration.

5. Crib material shall be timber, concrete, or other material approved by the Department of Environmental Services, and of such size and spacing as necessary to completely contain the ballast.
6. Existing rocks shall be used within the crib. No Additional Rocks.
7. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
8. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
9. This permit does not allow for maintenance dredging.
10. All dredged and excavated material and construction related debris shall be placed outside of the areas under the jurisdiction of the DES Wetlands Bureau.
11. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
12. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
13. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
14. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
15. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(v), repair of existing structures with no change in size, location, or configuration.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01789 HENNESSY, LOUISE
CENTER HARBOR Winona Lake

Requested Action:

Construct 4 ft. x 24 ft. seasonal dock plus 4 ft. x 2 ft. over the bank on 852 feet of frontage on Winona Lake.

APPROVE PERMIT:

Construct 4 ft. x 24 ft. seasonal dock plus 4 ft. x 2 ft. over the bank on 852 feet of frontage on Winona Lake.

With Conditions:

1. All work shall be in accordance with undated plan as received by the Department on 8/3/2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. Seasonal pier shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 24 feet from the shoreline at full lake elevation.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

2005-01799 GREENWOOD, ALDEN
STODDARD Highland Lake

Requested Action:

Install a 4 foot by 10 foot seasonal dock on an average of 63 feet of frontage on Highland Lake in Stoddard.

APPROVE PERMIT:

Install a 4 foot by 10 foot seasonal dock on an average of 63 feet of frontage on Highland Lake in Stoddard.

With Conditions:

1. All work shall be in accordance with plans by Alden Greenwood dated January 25, 2005, as received by the Department on August 5, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
4. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
5. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
6. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
7. This shall be the only docking structure on this water frontage and all portions of the docking structure shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
8. Seasonal pier shall be removed from the lake for the non-boating season.
9. No portion of the pier shall extend more than 10 ft from the shoreline at full lake elevation.
10. This permit does not allow for maintenance dredging.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), alteration of 5 linear feet of shoreline for the purpose of installing a seasonal dock 4 feet x 10 feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01818 ANDORRA FOREST LP, CHARLES FAULKNER
STODDARD Cold Spring Pond

Requested Action:

Repair an existing outlet structure and associated embankment on Cold Spring Pond.

APPROVE PERMIT:

Repair an existing outlet structure and associated embankment on Cold Spring Pond.

With Conditions:

1. All work shall be in accordance with plans prepared by Thayer R. Fellows, P.E. dated July 5, 2005 (revised), as received by the Department on August 9, 2005.

2. This permit is contingent on approval of the proposed activities by the DES Dam Bureau.
3. This permit is contingent on approval of the draw down dates of Cold Spring Pond by the New Hampshire Fish and Game Department. Written notice of the draw down dates should be provided to the DES Wetlands Bureau upon approval by Fish and Game.
4. Work shall be conducted during draw down of the pond.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands. Faulty equipment shall be repaired prior to entering jurisdictional areas. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
9. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(x), repair of existing structures.
2. This permit is contingent upon approval of the repair work by the DES Dam Bureau and approval of the draw down dates of Cold Spring Pond by the NH Fish and Game Department. John Magee, NHFG (during phone conversation on 9/9/05 with C. Bowman) requested that Andorra Forest obtain approval of the draw down dates from NHFG prior to commencing the work. He also requested that the water level be returned to it's normal level (for this time of year) by October 15th and that NHFG be given sufficient notice to post a "No Fishing" notice.

TRAILS NOTIFICATION

2005-02048 NEWPORT, TOWN OF
NEWPORT Sugar River

COMPLETE NOTIFICATION:
Newport Tax Map 27, Lot# 1989

2005-02051 NH DOT, DISTRICT 2
GOSHEN Unnamed Stream

LAKES-SEASONAL DOCK NOTIF

2005-02017 HENMOR DEVELOPMENT LLC
MEREDITH Lake Wicwas

COMPLETE NOTIFICATION:
Meredith Tax Map R10, Lot# 22 Lake Wicwas

ROADWAY MAINTENANCE NOTIF

2005-02049 LYME, TOWN OF
LYME Unnamed Stream

2005-02050 WARNER, TOWN OF
WARNER Unnamed Stream

2005-02053 DERRY, TOWN OF
DERRY Unnamed Stream

2005-02054 DRED, SANDY YOUNG
PITTSBURG Ditch Line

2005-02055 WARNER, TOWN OF
WARNER Unnamed Stream

2005-02056 WARNER, TOWN OF
WARNER Unnamed Stream

2005-02057 NH DEPT OF TRANSPORTATION, GREG PLACEY
NORTHUMBERLAND Drainage Ditch

2005-02058 NH DEPT OF TRANSPORTATION
DUBLIN Unnamed Stream

2005-02059 NH DEPT OF TRANSPORTATION
MEREDITH Unnamed Stream

2005-02060 HOLLIS, TOWN OF
HOLLIS Unnamed Stream

PERMIT BY NOTIFICATION

2005-01917 BARTLETT COMMON CONDO ASSOCIATION, JOHN KINGMAN
AMHERST Detention Pond

Requested Action:

Maintenance dredge approximately 1,500 sq.ft. of detention pond to a depth of 6-7 feet southwest of intersection of Amherst St and Josiah Bartlett Road.

PBN IS COMPLETE:

Maintenance dredge approximately 1,500 sq.ft. of detention pond to a depth of 6-7 feet southwest of intersection of Amherst St and Josiah Bartlett Road.

With Conditions:

1. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
4. Work shall be done during low flow.

2005-01934 BROOKDALE FRUIT FARM
HOLLIS Unnamed Stream

Requested Action:

Maintenance dredge 4,500 squaft of existing drainage ditch in crop field at 38 Broad Street, Hollis, NH.

PBN IS COMPLETE:

Maintenance dredge 4,500 squaft of existing drainage ditch in crop field at 38 Broad Street, Hollis, NH.

With Conditions:

1. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

2005-02022 CODY, KEITH/KELLY
CHARLESTOWN Unnamed Wetland

Requested Action:

Dredge and fill approximately 1,916 square feet of wetlands; install a 18"x40' culvert to provide access to a single family residence

Conservation Commission/Staff Comments:

CC signed; no comments.

PBN IS COMPLETE:

Dredge and fill approximately 1,916 square feet of wetlands; install a 18"x40' culvert to provide access to a single family residence

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z).
2. NHI returned a response of "No."

2005-02034 WILLETT, RAMSAY & ELAINE
NEW HAMPTON Unnamed Stream

Requested Action:

Dredge and fill 1360 square feet of palustrine forested wetland including 20 linear feet of intermittent stream for driveway access.

COMPLETE NOTIFICATION:

Dredge and fill 1360 square feet of palustrine forested wetland including 20 linear feet of intermittent stream for driveway access.